IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FOURTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 18832 of 2004

Between

M/s. Sri Lakshmi Granites & Exports, rep by C. Ramachandraiah,

D. No. 20/1064, Co-operative Colony, Kadapa,

Kadapa District

..... PETITIONER

AND

1 The Union of India, rep by Secretary Ministry of Environment & Forest, Paryavaran Bhavan, C.G.O. Complex, Lodhi Road, New Delhi
2 The Union of India, rep by Conservator of Forests (Central), Regional Office (Southern Zone), Kendriya Sadan, IV Floor E &F Wing 17th Road, II Block, Koramangal, Bangalore-560 034
3 The Government of Andhra Pradesh, rep by Secretary, Environment Forests, Science & Technology Department, Secretariat, Secretariat Buildings, Hyderabad
4. The Divisional Forest Officer, Chittoor East, Chittoor District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order or direction particularly one in the nature of Writ of Mandmaus, declaring the Notice Rc. No. 3080/99D dated 30-6-2004 on the file of the 4th Respondent as being illegal, arbitrary and violative of Article 14 of the Constitution of India and consequently suspend the same and directing the respondent to put the petitioner in possession of the forest land over and extent of 3.187 hectors situated in Basavapalli Reserve Forest Chittoor (East Division), Chittoor District, by

permitting the petitioner to quarry mining operations in the said land and pass such other order or orders as may deem fit and proper in the circumstances of the case it is also just and necessary that this Hon'ble Court may be pleased to suspend the Notice in Rc. No. 3080/99-D dated 30-6-2004 issued by the 4th respondent pending disposal of the above Writ Petition

Counsel for the Petitioner: MR.P.SRINIVASULU

Counsel for the Respondent No.1 and 2: MR.A.RAJASHEKAR REDDY (ASST.SOLICITOR GEN.)

Respondents 3 and 4: Govt. Pleader for Forests.

The Court made the following:

ORDER:

The learned counsel for the petitioner has filed a letter dated 23.3.2005 seeking permission to withdraw the writ petition on the ground that the subject matter has been compromised outside the court.

The writ petition is, accordingly, dismissed as withdrawn with liberty to the petitioner to approach again if he is aggrieved by any subsequent event. No order as to costs.

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24.3.2005

Note:

Issue copy by tomorrow.

B.O.

kpr

To

1 The Secretary to Govt., Union of India, Ministry of Environment & Forest, Paryavaran Bhavan, C.G.O. Complex, Lodhi Road, New Delhi
2 The Conservator of Forests (Central), Union of India, Regional Office (Southern Zone), Kendriya Sadan, IV Floor E &F Wing 17th Road, II Block, Koramangal, Bangalore-560 034
3 The Secretary to Govt., Environment Forests, Science & Technology Department, Government of A.P., Secretariat, Hyderabad
4. The Divisional Forest Officer, Chittoor East, Chittoor District.

5. 2 copies to the Govt. Pleader for Forests, High Court Buildings, Hyderabad.

6. 2 copies to Mr.A.Rajasekhara Reddy, S.C. for Central Govt., High Court Buildings, Hyderabad.

7. 2 C.D. copies